

REMARKS

Reconsideration and allowance in view of the foregoing amendments and the following remarks is respectfully requested.

Applicant appreciatively notes that Claim 12 has been indicated as allowable. In response, to expedite prosecution and not because Applicant agrees with the rejection, Claim 12 and intervening Claim 11 have been incorporated into Claim 8. Claims 8-14 remain pending in the application. Claims 1-7 has been remain cancelled.

Claims 8-10 and 13 are rejected under 35 USC 102(e) as being anticipated by Hua et al. (US Patent #7,142,240). In response, Claims 11 and 12 have been incorporated into Claim 8, and this rejection has been overcome.

Claim 11 is rejected under 35 USC 103(a) as being unpatentable over Hua et al. (US Patent # 7,142,240). In response, Claims 11 and 12 have been incorporated into Claim 8, and this rejection has been overcome.

Claim 14 is rejected under 35 USC 103(a) being unpatentable over Hua et al. (US Patent # 7,142,240), Raynor et al. (US PG-PUB 20020114025) and in further view of Arques (US Patent # 4,957,659). In response, Claims 11 and 12 have been incorporated into Claim 8, and this rejection has been overcome.

Claim 12 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. In response, Claims 11 and 12 have been incorporated into Claim 8, and this rejection has been overcome.

All objections and rejections having been addressed, it is respectfully submitted that the present application should be in condition for allowance and a Notice to that effect is earnestly solicited.

Early issuance of a Notice of Allowance is courteously solicited.

The Examiner is invited to telephone the undersigned, Applicant's attorney of record, to facilitate advancement of the present application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN HAM & BERNER, LLP

A handwritten signature in black ink that reads "Kenneth M. Berner". The signature is written in a cursive, slightly slanted style.

Kenneth M. Berner
Registration No. 37,093

1700 Diagonal Road, Suite 300
Alexandria, Virginia 22314
(703) 684-1111
(703) 518-5499 Facsimile
Date: April 23, 2009
KMB/cac